

OIPE JC19  
JUN 19 2002  
PCT/PTC

3700

505 Rec'd PCT/PTC 19 JUN 2002  
COPY OF PAPERS  
ORIGINALLY FILED

Please type a plus sign (+) inside this box → +

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

PCT  
PTC  
HJS

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/009,044
		Filing Date	April 20, 2002
		First Named Inventor	STECKER, Mathias
		Group Art Unit	3762
		Examiner Name	To Be Assigned
Total Number of Pages in This Submission	5	Attorney Docket Number	2447-015

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Request for Corrected Filing Receipt; copy of Filing Receipt dated May 10, 2002 (with corrections indicated); and Return Receipt Postcard.
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		



22440

PATENT TRADEMARK OFFICE

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	GOTTLIEB RACKMAN & REISMAN PC Tiberiu WEISZ Reg No 29,876
Signature	
Date	June 13, 2002

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date:

Attn: OIPE - Customer Service Ctr.

June 13, 2002

Typed or printed name	Belinda J. HUNTER
Signature	
Date	June 13, 2002

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

2247-015

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	:	STECKER, Mathias	<b>RECEIVED</b>
Serial No.	:	10/009,044	AUG - 1 2002
Filing Date	:	April 20, 2002	TECHNOLOGY CENTER R3700
Title	:	OPTIMIZING COCHLEAR IMPLANT ELECTRODE SELECTION	
Examiner	:	To Be Assigned	COPY OF PAPERS ORIGINALLY FILED
Group Art Unit	:	3762	

---

**ATTN: OIPE - Customer Service Center**  
 Assistant Commissioner for Patents  
 Washington, D.C. 20231

**CERTIFICATE OF MAILING UNDER 37 CFR §1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service via First Class mail service in a post-paid envelope addressed to: OIPE - Customer Service Center, Assistant Commissioner for Patents, Washington, DC 20231 on 6/19/2002.

*Bellinda J. Hunter*  
 HUNTER, Bellinda

**REQUEST FOR CORRECTED FILING RECEIPT**

SIR :

Applicants hereby request that the *Preliminary Filing Receipt* dated May 10, 2002 (marked-up copy attached) be corrected as follows:

**APPLICANT(S)**

TO: **Ernst Ludwig VON WALLENBERG, Muelheim, GERMANY**

FROM: Von Wallenberg, Muelheim, GERMANY

TO: **Roland LASZIG, Umkirch, GERMANY**

FROM: Roland Laszig, Umkirch, SWITZERLAND

## **DRAWINGS**

Please note that (7) sheets of drawings (Figs. 1-8) accompanied this application at the time of entering the U.S. national phase on April 30, 2002.

## **TOTAL CLAIMS AND INDEPENDENT CLAIMS**

Please note that this patent application filed under 37 USC §371 contains a **total of (10) claims** which includes **(3) independent claims**; and that the undersigned is not aware of any amendments having been made to the international application under PCT Articles 19, 34, or 66.

## **CUSTOMER NUMBER**

Please note that the customer number is **22440** for Gottlieb Rackman & Reisman PC, the attorneys of record in this case.

## **REMARKS**

Applicants further request that the USPTO please generate a corrected filing receipt and mail it promptly to the undersigned attorneys of record at the address indicated hereinbelow.

Dated: June 12, 2002  
New York, New York

Respectfully submitted,

GOTTLIEB RACKMAN & REISMAN PC  
Attorneys for Applicant  
270 Madison Avenue  
New York, New York 10016-0601  
Telephone: 212/684-3900  
Telefax: 212/684-3999

By:

  
WEISZ, Tiberiu  
Reg. No. 29,876



O I P E JUN 1 9 2002  
UNITED STATES PATENT AND TRADEMARK OFFICE  
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

SEARCHED, INDEXED, & SERIALIZED  
JULY 1 2002

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
✓10/009,044	✓04/30/2002	3762	✓1040	✓2447-015	7	18	10

CN 22440

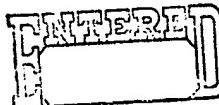
Weisz, Tiberiu  
Gottlieb Rackman & Reisman  
270 Madison Avenue  
New York, NY 10016-0601

CONFIRMATION NO. 5502

FILING RECEIPT



\*OC000000008081586\*



Date Mailed: 05/10/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Ernst Ludwig

Mathias Stecker, Soelden, GERMANY; ✓  
Von Wallenberg, Muelheim, GERMANY;  
Norbet Dillier, Zurich, SWITZERLAND; ✓  
Wai Kong Lai, Zurich, SWITZERLAND; ✓  
Jochen Nicolai, Basel, SWITZERLAND; ✓  
Roland Laszig, Umkirch, SWITZERLAND; ✓  
Joachim Mueller-Delle, Kiel, GERMANY; ✓  
Denise Cafarelli-Dees, Hants, UNITED KINGDOM; ✓

CPd  
by B&L  
6/7/2002

COPY OF PAPERS  
ORIGINALLY FILED

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/AU00/01019 08/28/2000 ✓

Foreign Applications

AUSTRALIA PQ 2499 08/27/1999 ✓

Projected Publication Date: Not Applicable, filed prior to November 29, 2000 ✓

Non-Publication Request: No ✓

Early Publication Request: No ✓

RECEIVED  
AUG - 1 2002  
TECHNOLOGY CENTER R3700

**Title**

Optimizing cochlear implant electrode selection ✓

**Preliminary Class**

607

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).